
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 747 Session of
2007

INTRODUCED BY GERGELY, CALTAGIRONE, CLYMER, GIBBONS, GOODMAN,
HANNA, HESS, HUTCHINSON, KOTIK, MAHONEY, MENSCH, PETRONE,
PICKETT, PRESTON, PYLE, REICHLEY, SONNEY, STABACK, SURRA,
WALKO, WANSACZ, J. WHITE, WILLIAMS, FABRIZIO, YOUNGBLOOD,
DeLUCA, MURT, SIPTROTH, KORTZ AND CONKLIN, MARCH 19, 2007

SENATOR McILHINNEY, GAME AND FISHERIES, IN SENATE, AS AMENDED,
FEBRUARY 12, 2008

AN ACT

1 Amending Title 34 (Game) of the Pennsylvania Consolidated
2 Statutes, providing for a special license and license auction
3 to hunt one elk.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Section 2706.2 of Title 34 of the Pennsylvania
7 Consolidated Statutes is amended to read:

8 § 2706.2. [Application limitation] Elk hunting licenses.

9 (a) Application limitation.--Whenever the commission makes a
10 determination to authorize a hunting season for the taking of
11 elk, no person may submit more than one application for an elk
12 hunting license in any license year.

13 (b) License auction.--The commission is authorized to
14 auction off a special license to hunters interested in the
15 opportunity to hunt one elk subject to the following:

16 (1) One license shall be auctioned annually.

1 (2) The auction shall be open to residents and
2 nonresidents of this Commonwealth.

3 (3) The commission may, under 62 Pa.C.S. Pt. I (relating
4 to Commonwealth Procurement Code), contract with a person to <—
5 implement and conduct the auction.

6 ~~(4) At least 95% of the proceeds from the auction shall~~
7 ~~be used to pay for elk habitat improvements in this~~
8 ~~Commonwealth.~~

9 ~~(5) All license fees shall be paid to the commission.~~
10 WILDLIFE CONSERVATION ORGANIZATION TO IMPLEMENT AND CONDUCT <—
11 THE AUCTION. THE COMMISSION SHALL PROMULGATE REGULATIONS FOR
12 THE USE OF THE LICENSE, REMITTING FUNDS TO THE COMMISSION AND
13 CONDUCT OF THE AUCTION.

14 (4) THE CONTRACTED ORGANIZATION SHALL RETAIN NO MORE
15 THAN 20% OF THE PROCEEDS FROM THE AUCTION. THE CONTRACTED
16 ORGANIZATION SHALL REPORT ANNUALLY TO THE COMMISSION ON THE
17 USE OF THE PROCEEDS FROM THE AUCTION. THE REMAINING PROCEEDS
18 FROM THE AUCTION SHALL BE USED BY THE COMMISSION FOR THE ELK
19 PROGRAM IN THIS COMMONWEALTH IN ADDITION TO ANY OTHER FUNDS
20 AVAILABLE TO THE COMMISSION FOR THAT PURPOSE. THE COMMISSION
21 SHALL INCLUDE IN ITS ANNUAL REPORT TO THE GENERAL ASSEMBLY
22 THE USE OF ALL PROCEEDS FROM THE AUCTION.

23 (5) ALL LICENSE FEES SHALL BE PAID TO THE COMMISSION.

24 (6) THIS SUBSECTION SHALL EXPIRE JULY 1, 2013.

25 Section 2. This act shall take effect in 60 days.